

LISA M. MARTIN (S.B. #216006)
BUTLER SNOW O'MARA
STEVENS & CANNADA PLLC
6075 Poplar Ave. Ste. 500
Memphis, TN 38119
Telephone: (901) 680-7200
Facsimile: (901) 680-7201
lisa.martin@butlersnow.com

*Attorneys for Boehringer Ingelheim
Roxane, Inc. and Roxane
Laboratories, Inc.*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**STEPHEN WENDELL, and LISA
WENDELL, for themselves and as
successors in interest to MAXX
WENDELL, deceased,**

Plaintiff,

v.

**JOHNSON & JOHNSON; CENTACOR,
INC.; ABBOT LABORATORIES;
SMITHKLINE BEECHAM d/b/a
GLAXOSMITHKLINE; TEVA
PHARMACEUTICALS USA; GATE
PHARMACEUTICALS, a division of
TEVA PHARMACEUTICALS USA;
PAR PHARMACEUTICALS; MYLAN
LABORATORIES, INC.;
BOEHRINGER INGELHEIM
CORPORATION; BOEHRINGER
INGELHEIM ROXANE, INC., a
subsidiary of BOEHRINGER
INGELHEIM CORPORATION;
ROXANE LABORATORIES, INC., a
subsidiary of BOEHRINGER
INGELHEIM CORPORATION; and
DOES 1 through 150 inclusive,**

Defendants.

Case No. C 09-04124 CW

Hon. Claudia Wilkins

**ORDER DISMISSING BOEHRINGER
INGELHEIM ROXANE, INC. AND
ROXANE LABORATORIES, INC. ONLY
WITHOUT PREJUDICE PURSUANT TO
STIPULATION**

ORDER

Pursuant to the Stipulation of Voluntary Dismissal without Prejudice as to Boehringer Ingelheim Roxane, Inc. and Roxane Laboratories Inc. between plaintiffs Stephen Wendell and Lisa Wendell, for themselves and as successors in interest to Maxx Wendell, deceased ("Plaintiffs"), and defendants Boehringer Ingelheim Roxane, Inc. and Roxane Laboratories Inc. by and through their counsel of record filed on October 30, 2009,

IT IS HEREBY ORDERED that:

1. Defendants Boehringer Ingelheim Roxane, Inc. and Roxane Laboratories Inc. are hereby DISMISSED without prejudice;
2. Each party shall bear its own costs, fees and expenses, including attorney's fees, in connection with this dismissal.

IT IS SO ORDERED.

11/2

DATED: _____, 2009



By: _____

Hon. Claudia Wilken
United States District Court Judge

Memphis 1444766v1